

ORDINANCE 18-01

AN ORDINANCE TO AMEND the Town of Millville Code at Chapter 155, Article XII “Administrative and Enforcement; Violations and Penalties” relating to an Application for Building Permit.

WHEREAS, The Town Council of Millville has the power to adopt ordinances for the protection and preservation of Town property, rights and privileges; for the preservation of peace and good order; for securing protection and promotion of health, safety, comfort, convenience, welfare and happiness of the residents of the Town;

WHEREAS, the Town Council of Millville has the power to enact zoning regulations pursuant to Title 22, Chapter 3 of the Delaware Code;

WHEREAS, the Town of Millville has adopted a Zoning Ordinance for the municipality, which has been codified in Chapter 155 of the Town Code; and

WHEREAS, Chapter 155, Article XIII provides that the Town Council may from time to time amend, supplement, or change the regulations and restrictions established by this Ordinance;

NOW, BE IT THEREFORE ORDAINED, by the Town Council for the Town of Millville, Sussex County, Delaware, a majority thereof concurring Council duly met, that the following language hereby be adopted and incorporated into the Town of Millville Code and License Ordinance at Chapter 155, Article XII “Administration and Enforcement; Violations and Penalties” as follows:

Additions will be in black bold and underlined.

~~Deletions will be black bold strike through.~~

ARTICLE XII

ADMINISTRATION AND ENFORCEMENT; VIOLATIONS AND PENALTIES.

§ 155-68. Application for building permit.

- A. All applications for building permits shall be accompanied by plans in triplicate drawn to scale, showing the actual dimensions and shape of the lot to be built upon; the exact sizes and locations and dimensions of the proposed uses of the building and land; **a letter of approval from the applicant’s homeowners’ association, if any association exists; a copy of the applicant’s Sussex County building permit, if Sussex County requires such a permit;** a copy of the approval construction permit for septic system as approved by the Department of Natural Resources and Environmental Control; the number of families, housekeeping units, or rental units the building is designed to accommodate; conditions existing on the lot; and such other matters as may be necessary to determine conformance with, and provide for the enforcement of, this chapter.
- B. One copy of the plans shall be returned to the applicant by the Code Enforcement Officer after he shall have marked such copy either as approved or disapproved and

attested to the same by his signature on such copy. The original and one copy of the plans, similarly marked, shall be retained by the Code Enforcement Officer.

- C. At the Code Enforcement Officer's discretion, a survey may be required identifying postconstruction conditions and building location on the property, including all setbacks.

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF MILLVILLE, SUSSEX COUNTY, DELAWARE, ON THIS 8TH DAY OF AUGUST, 2017.

SEAL:



ATTESTED:

Matthew Thomas Amerling

Robert W Gordon

ROBERT GORDON, MAYOR

Valerie Faden

VALERIE FADEN, SECRETARY